

JUDGE SAND

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

CHRISHA CREATIONS, LTD.

SUMMONS IN A CIVIL ACTION

V.

GEMMY INDUSTRIES CORPORATION

CASE NUMBER:

08 CV 01185

TO: (Name and address of Defendant)

GEMMY INDUSTRIES CORPORATION
2111 W. Walnut Hill Lane
Irving, TX 75038

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Celeste M. Butera, Esq.
RIVKIN RADLER, LLP
926 REXCORP PLAZA
UNIONDALE, NEW YORK 11553

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

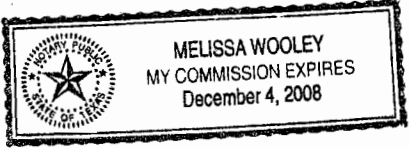
FEB 05 2008

CLERK

DATE

(By) DEPUTY CLERK

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| RETURN OF SERVICE | | |
|--|------------------------|---------------------|
| Service of the Summons and complaint was made by me ⁽¹⁾ | DATE 2-15-08 @ 1:11 pm | |
| NAME OF SERVER (PRINT) Emilio Herrera, Jr. | TITLE Process Server | |
| <i>Check one box below to indicate appropriate method of service</i> | | |
| <input type="checkbox"/> Served personally upon the defendant. Place where served: <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <input type="checkbox"/> Returned unexecuted: <input checked="" type="checkbox"/> Other (specify): Gamy Industries Corporation by delivering to David McIntyre, it's registered agent at 117 Wrangler Drive, Coppell, Texas 75019 | | |
| STATEMENT OF SERVICE FEES | | |
| TRAVEL | SERVICES 105.00 | TOTAL \$0.00 105.00 |
| DECLARATION OF SERVER | | |
| <p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>2-15-08</u> Date</p> <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="width: 40%;"> <p style="text-align: center;"><i>[Signature]</i> Signature of Server</p> <p style="text-align: center;">Emilio Herrera, Jr. Supreme Court No. SC000000610</p> </div> <div style="width: 50%;"> <p style="text-align: center;"><i>[Address]</i> Address of Server</p> <p style="text-align: center;">Lawyers Civil Process, Inc. 400 S. Houston Street, Suite 105 Dallas, Texas 75202</p> </div> </div> <p>Subscribed and sworn to before me this <u>18th</u> day of <u>Feb.</u>, 20<u>08</u>.</p> <p style="text-align: center;"><i>[Signature]</i> Notary Public</p> <div style="margin-top: 20px;">  </div> | | |

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.